



RENEWED REQUEST FOR RECONSIDERATION UNDER 37 CFR 1.377
PETITION TO ACCEPT PREVIOUS PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
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Patent No. 6,338,210 Application Number 09/377,929
Issue Date January 15, 2002 Filing Date August 20, 1999

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The undersigned Peter Mele hereby petitions the Commissioner to accept the payment of the Maintenance Fee that was sent to the U.S. Patent and Trademark Office on October 8, 2009 by Certified Mail No 7009 1410 0801 8571 56478 as evidenced by the previously submitted attachments and the following additional showing:

1. Envelope showing mailing on October 8, 2009 by Certified Mail No 7009 1410 0801 8571 56478
2. Check of Peter Mele No 4061 for \$1,305 for payment of 7.5 yr. maint fee for Pat. 6338210
3. Maint Fee Transmittal Form used to send payment

Although the Maintenance Fee payment was mailed by Certified Mail on October 8, 2009, it was not returned to Peter Mele until six months later, on or about April 8, 2010.

If the Post Office had made a timely return, Mele would have resubmitted the materials originally mailed October 8, 2009 no later than November 8, 2009, which would be within the window of July 16, 2009 to January 15, 2010.

Since the Patent Office accepts Postal Mailing dates, Mele requests that the Office agree that if he had received a regular return of his Certified Mailing, the maintenance fee would have been paid correctly between November 8, 2009 and January 15, 2010 and that this renewed Petition should be accepted and the maintenance payment be considered timely.

Respectfully submitted, ▶

/s/ Peter Mele

Peter Mele

PO BOX 533

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CROWN POINT NY 12928

CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class main in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

4-28-11

Date

Signature: */s/ Peter Mele*

Peter Mele

Typed or Printed Name of Person Signing Certificate

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